

Message Text

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PAGE 01 PARIS 24325 191954Z

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ACTION ITFE-00

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FM AMEMBASSY PARIS

TO SECSTATE WASHDC 3314

UNCLAS PARIS 24325

E.O. 11652: N/A

TAGS: SREF (HUNG THE BUI)

SUBJECT: VIETNAMESE STUDENT

REF: STATE 219320

1. POST FULLY APPRECIATES--INDEED IT COMPLETELY SHARES--THE DEPARTMENT'S CONCERN RE SITUATION OF SUBJECT STUDENT. UNFORTUNATELY, THAT CONCERN FAILS TO CONCEAL THE FACT THAT BUI CANNOT OVERCOME THE PRESUMPTION OF SECTION 214 (B) INA THAT HE IS AN INTENDING IMMIGRANT. INDEED, IT WAS ON PRECISELY THESE GROUNDS THAT THIS APPLICATION FOR A STUDENT VISA WAS REFUSED ON 11 AUGUST, THOUGH IT MUST BE ADDED THAT THE CONSULAR OFFICER'S RESOLVE HAD BEEN CONSIDERABLY STIFFENED BY DEPARTMENTAL INSTRUCTIONS RECEIVED ON THE SUBJECT OF STUDENTS IN GENERAL AND VIETNAMESE APPLICANTS IN PARTICULAR. A THOROUGH REVIEW OF THE CASE (PROMPTED BY STATE REFTTEL) HAS PRODUCED NO EVIDENCE UPON WHICH A REVERSAL OF THAT DECISION MIGHT BE BASED.

2. IN THE CIRCUMSTANCES, THE POST CAN ONLY SUGGEST THAT BUI'S NAME BE PLACED (TOGETHER WITH THOSE OF THE MANY OTHERS FACING SIMILAR DIFFICULTIES) ON THE LIST OF THOSE TO BE SERIOUSLY CONSIDERED FOR PAROLEE STATUS SHOULD THE IATF SUBSEQUENTLY FIND ITSELF ABLE TO EXPAND PRESENTLY APPLICABLE CRITERIA.

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PAGE 02 PARIS 24325 191954Z

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Disposition Event:
Disposition History: n/a
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